

UNITED STATES DISTRICT COURT
for the
Northern District of West Virginia

<u>Mountain State Mechanical Insulation, Inc.</u> _____ <i>Plaintiff</i> _____ v. <u>BELL Constructors, LLC , et al</u> _____ <i>Defendant</i> _____))))))	Civil Action No. 1:11 cv 180
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JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

- the plaintiff (*name*) _____ recover from the defendant (*name*) _____ the amount of _____ dollars (\$ _____), which includes prejudgment interest at the rate of _____ %, plus postjudgment interest at the rate of _____ %, along with costs.
- the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) _____ recover costs from the plaintiff (*name*) _____.
- other: pursuant to F.R.C.P. 58, clerk is directed to enter judgment on this matter.

This action was (*check one*):

- tried by a jury with Judge _____ presiding, and the jury has rendered a verdict.
- tried by Judge _____ without a jury and the above decision was reached.
- decided by Judge Irene M. Keeley

By order, this Court, GRANTS the defendants' Motion to Dismiss [35], DENIES AS MOOT the defendants' Motion to Strike [39]. DISMISSES the Amended Complaint WITH PREJUDICE and ORDERS that it be STRICKEN from the Court's active docket.

Date: _____ 07/23/2012

CLERK OF COURT, Cheryl Riley

J. Musgrave, Deputy Clerk

Signature of Clerk or Deputy Clerk